



NATIONAL MEDIATION BOARD
WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the

REPRESENTATION OF
EMPLOYEES

of

BRANDYWINE VALLEY RAILROAD
COMPANY

Non-Operating Employees

30 NMB No. 68

CASE NO. R-6956
(FILE NO. CR-6788)

CERTIFICATION

August 8, 2003

The services of the National Mediation Board (Board) were invoked by the United Steelworkers of America (USA) on June 11, 2003, to investigate and determine who may represent for the purposes of the Railway Labor Act (RLA), as provided by Section 2, Ninth, thereof, personnel described as "Non-Operating Employees," employees of Brandywine Valley Railroad Company (Carrier).

At the time this application was received, these employees were not represented by any organization or individual.

The Board assigned Investigator Eileen M. Hennessey to investigate.

FINDINGS

The investigation disclosed that a majority of eligible employees in the craft or class had signed authorization cards which authorize the USA to represent them for the purposes of the RLA.

The investigation further disclosed that the Carrier did not object to representation of the craft or class by the USA.

The following is the result of the check of validity as reported by Investigator Hennessey.

Number of Employees Signing Authorizations:

	<u>Valid Authorizations</u>	<u>Eligible Employees</u>
Non-Operating Employees	3	5

The Board further finds that the Carrier and employees in this case are, respectively, a Carrier and employees within the meaning of the RLA, as amended; that this Board has jurisdiction over the dispute involved herein; and that the interested parties, as well as the Carrier, were given due notice of the Board's investigation.

CERTIFICATION

NOW, THEREFORE, in accordance with Section 2, Ninth, of the RLA, as amended, and based upon its investigation pursuant thereto, the Board converts File No. CR-6788 to NMB Case No. R-6956 and certifies that the USA has been duly designated and authorized to represent for the purposes of the RLA, as amended, the craft or class of Non-Operating Employees, employees of Brandywine Valley Railroad Company, its successors and assigns.

By direction of the NATIONAL MEDIATION BOARD.

Benetta M. Mansfield

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Chief of Staff